

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE**

<b>RE:</b>	)	
	)	
<b>DAVID MARSHALL WHISNANT,</b>	)	
	)	<b>CHAPTER 7</b>
	)	
	)	<b>CASE NO.: 08-32900</b>
	)	
<b>Debtor.</b>	)	

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**ORDER APPROVING TRUSTEE’S MOTION TO APPROVE COMPROMISE**

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This matter having come before the Court upon the Trustee’s Motion to Approve Compromise (the “Motion”); and, the entire case record as a whole; and

It appearing to the Court that after his appointment as the Chapter 7 Trustee, the Trustee commenced an investigation of the Debtor’s financial activities and records to determine whether any individuals or entities received transfers under the Bankruptcy Code that were avoidable; that the Trustee concluded that the Debtor’s transfer on or about December 7, 2007 of a gift of equity in the amount of \$165,750.00 in connection

with the sale of certain real property located at 2415 Citadel Lane, Knoxville, TN 37922 to the Debtor's nephew, Kevin Rhea ("Rhea") and Rhea's wife, constituted a voidable transfer under the Bankruptcy Code; and, that after negotiations, Rhea agreed to remit to the Trustee Fifteen Thousand Dollars (\$15,000.00) to settle the claim; and

It appearing to the Court that on November 21, 2009, the Trustee filed the Motion; that after proper notice, no objections were made to the Motion; and, that therefore, cause exists for granting the Motion.

It is, therefore, ordered that:

1. The Trustee's Motion to Approve Compromise is hereby approved.
2. The Fifteen Thousand Dollars (\$15,000.00) presently being held in an escrow account by Rhea's attorney shall be remitted to the Trustee within ten (10) days from the entry of this Order.

# # #

APPROVED FOR ENTRY:

/s/ David H. Jones  
David H. Jones, BPR #011840  
Attorney for G. Wayne Walls, Trustee  
P. O. Box 50034  
Knoxville, Tennessee 37950  
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/s/ Patricia C. Foster by DHJ w/permission  
Patricia C. Foster, BPR #012970  
Attorney for United States Trustee  
United States courthouse  
800 Market Street, Suite 114  
Knoxville, TN 37902

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that I have served a true and exact copy of the foregoing Motion addressed to all creditors and interested parties by US Mail and/or ECF, this 21<sup>st</sup> day of November, 2009.

/s/ David H. Jones

David H. Jones